

REMARKS

Pending claims

Claims 13, 20, 40, and 49. Claims 1, 16, 19, 21-30, 43, 48, 50, 52-57 have been amended to more clearly point out and distinctly claim the invention. Fifty five (55) Claims (claims 1–12, 14-19, 21-39, 41-48, and 50-59) are pending.

Drawings

Applicants propose to amend the drawings as shown by the proposed changes (in red) in the attached drawings with changes as follows: in Fig. 1A, add an arrow and number 100 to indicating the central optical zone 100, replace the typo "104" by 103 and remove frames around numbers 108, 120, and 149 as well as two arrows; in Fig. 1B, remove the frame around number 140; in Fig. 2A, remove the phrase "Progressive Add (PV) vs Radial Position" and re-orientate the label "PADD(i)"; in Fig. 2B, remove the phrase "Progressive Add (PV) vs Radial Position" and re-orientate the label "PADD(i)"; in Fig. 3A, remove the phrase "Increamental Height from sphere" and labels "ZINC(m)" and "X(m)"; in Fig. 3B, remove the phrase "Increamental Height from sphere" and labels "ZINC(m)" and "X(m)". No new matter is introduced through the proposed amendment. Applicants also submit herewith the Replacement Drawings with the changes described above.

Specification

Applicants submit that the reference character, 104, was a typo and should be "103". Since Applicants propose to correct this typo in Fig. 1A, Applicants respectfully submit that such informality is therefore corrected and now is in compliance with 37 CFR 1.121(d).

Claim objections

Objection of Claims 16, 43, and 57 has been overcome with the amendment of these claims.

Claim rejections under 35 USC §112

Rejection under 35 USC 112, the second paragraph of Claim 54 has been overcome with the amendment of this claim.

Claim rejections under 35 USC §102

Claims 1-12, 14-16, 18, 30-39, 41-43, and 45-47 were rejected under 35 U.S.C. §102(e) as being anticipated by Ezekiel et al. (US 6,746,119). For the following reasons, the Examiner's

rejection over claims 1-12, 14-16, 18, 30-39, 41-43, and 45-47 is respectfully traversed.

Regarding claims 1-12, 14-16, and 18, Applicants respectfully submit that by incorporating the limitations of the objected but allowable claim 13 into the independent claim 1, these claims now are not anticipated by Ezekiel et al., because Ezekiel et al does not teach nor disclose all of the limitations of the inventions as currently claimed.

Regarding claims 30-39, 41-43, and 45-47, Applicants respectfully submit that by incorporating the limitations of the objected but allowable claim 40 into the independent claim 30, these claims now are not anticipated by Ezekiel et al., because Ezekiel et al does not teach nor disclose all of the limitations of the inventions as currently claimed.

In sum, the present invention as currently claimed is not anticipated by the cited reference. Applicants respectfully request withdrawal of this rejection over claims 1-12, 14-16, 18, 30-39, 41-43, and 45-47.

Claims 19-29 and 48-59 were rejected under 35 U.S.C. §102(e) as being anticipated by Black. Applicants respectfully submit that this rejection is moot in view of the amendments of claims 19-29 and 48-59. More specifically, the amended claims 19-29 and 48-59 are now directed to a contact lens (claims 19-29) and a method for making a contact lens (claims 48-59) and each claim includes the limitations of the objected but allowable claim 17 or 44. As such, Black does not teach nor disclose all of the limitations of the invention as currently claimed. Applicants respectfully request withdrawal of this rejection over claims 19-29 and 48-59.

CONCLUSION

In view of the foregoing and in conclusion, the Applicant submit that the rejections set-forth in the Office Action have been overcome, and that all pending claims are now in condition for allowance.

Should the Examiner believe that a discussion with Applicants' representative would further the prosecution of this application, the Examiner is respectfully invited to contact the undersigned. Please address all correspondence to Robert Gorman, CIBA Vision, Patent Department, 11460 Johns Creek Parkway, Duluth, GA 30097. The Commissioner is hereby authorized to charge any other fees which may be required under 37 C.F.R. §§1.16 and 1.17, or credit any overpayment, to Deposit Account No. 50-2965.

Respectfully submitted,



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12/20/2005

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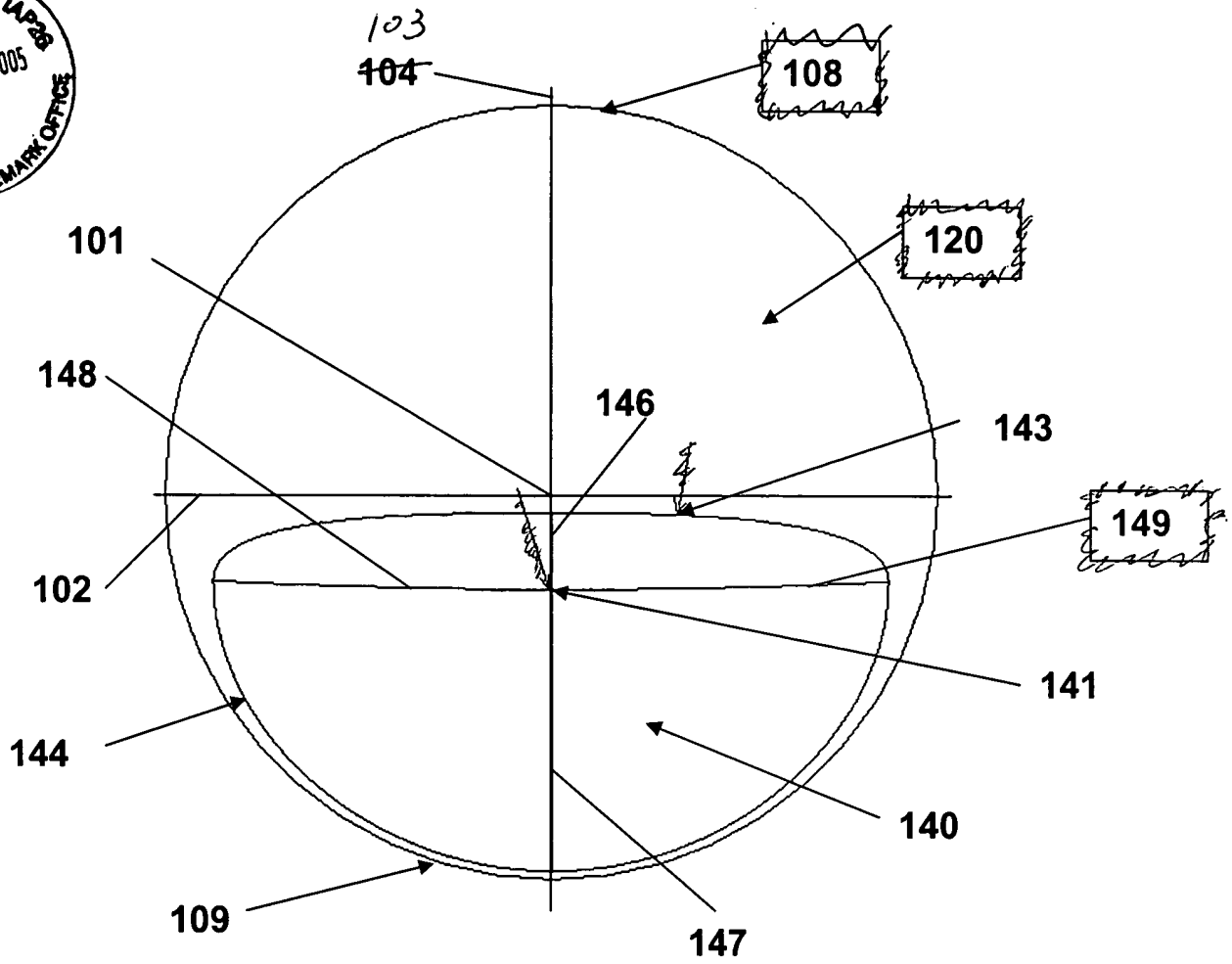


Fig. 1A

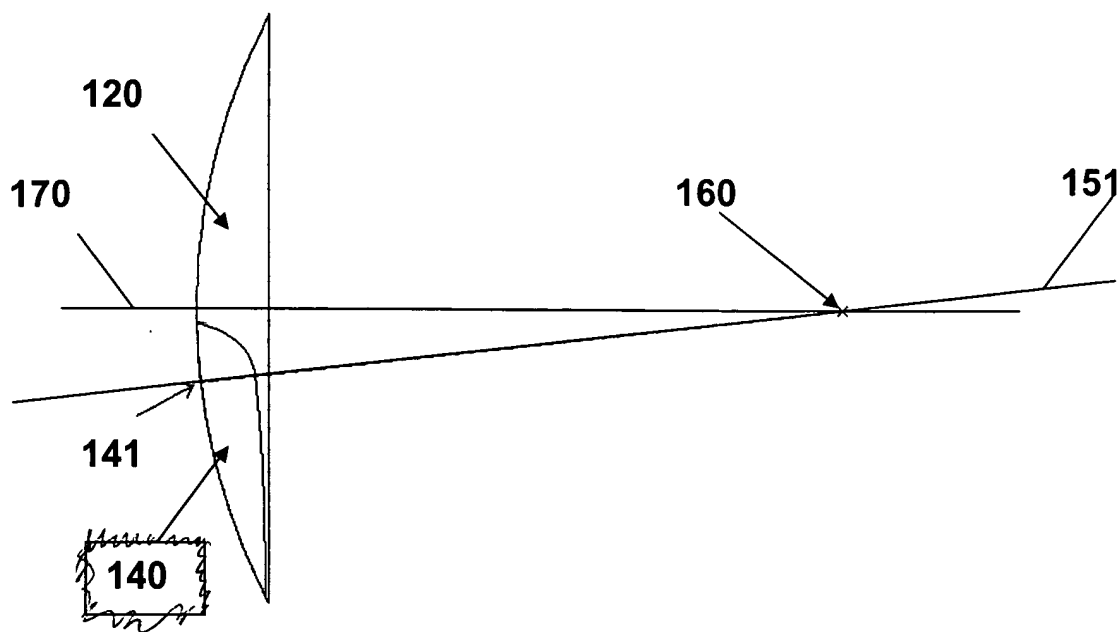


Fig.1B

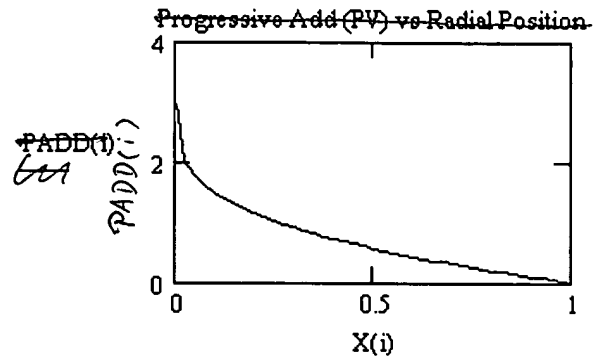


Fig.2A

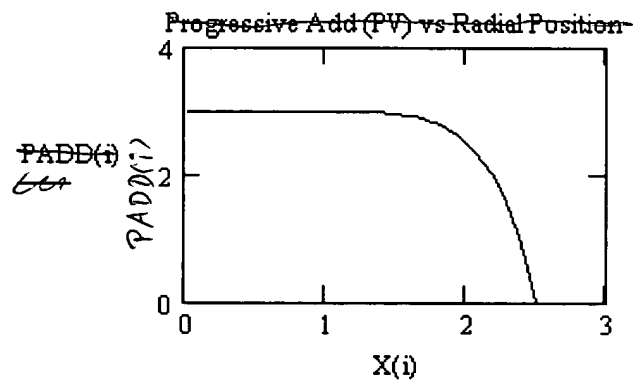


Fig.2B

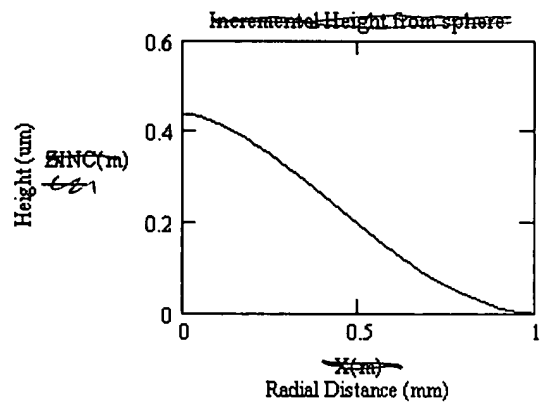


Fig.3A

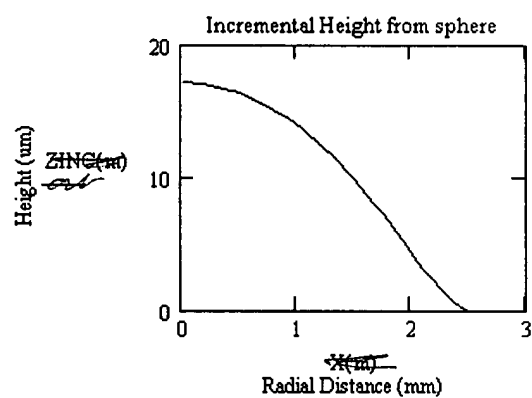


Fig.3B